

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA
CASE NO. 1:14-CV-954**

**STUDENTS FOR FAIR
ADMISSIONS, INC.,**

Plaintiff,

v.

**UNIVERSITY OF NORTH
CAROLINA et al.,**

Defendants.

**JOINT MOTION TO REMOVE CASE
FROM APRIL MASTER CALENDAR**

Plaintiff and the UNC-Defendants jointly request that the currently scheduled jury trial in this matter be removed from the Court's current April Master Calendar given the recently filed stipulation that, if a trial is necessary in this matter, it should proceed as a bench trial rather than a jury trial.

In support of this Motion, Plaintiff and the UNC-Defendants state as follows:

1. On July 27, 2018, Plaintiff and the UNC-Defendants filed a Joint Stipulation informing the Court that they had agreed that Plaintiff's claims should be decided without a jury if a trial is necessary following the resolution of pending and forthcoming dispositive motions. (ECF No. 135).

2. As the Joint Stipulation noted, pursuant to the March 13, 2018 Scheduling Order (ECF No. 129), summary judgment briefing shall be completed on December 5, 2018, and a jury trial has been set for the April 2019 Master Calendar Term. (ECF No. 130).

3. Given the complexity of the constitutional issues presented in this case, should a trial be necessary following the resolution of the dispositive motions, trial preparations in this case will be extensive and costly. Consequently, it would conserve significant resources for the parties to have a full understanding of the landscape of the issues that remain before completing those trial preparations.

WHEREFORE, given the stipulation that any necessary trial should proceed without a jury, Plaintiff and the UNC-Defendants respectfully request that the Court remove the currently scheduled jury trial from the April Master Calendar and that, once the Court has ruled on dispositive motions, the matter be re-set as a bench trial.

Respectfully submitted this 22nd day of August, 2018.

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Respectfully submitted this 22nd day of August, 2018.

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CERTIFICATE OF SERVICE

I hereby certify that I served the foregoing Joint Motion to Remove Case from April Master Calendar via the Court's electronic filing systems, pursuant to the Electronic Filing Procedures, on all attorneys of record who have entered an appearance by ECF in this matter.

This 22nd day of August, 2018.

/s/ Lara Flath
Lara Flath